

Claim 40 has been rejected under the judicially created doctrine of obviousness type double patenting in view of Claim 1 of U.S. Patent No. 6,694,044 owned by the assignee of the present application. A Terminal Disclaimer in compliance with 37 C.F.R. § 1.321 is attached and believed to overcome this rejection. Acceptance is respectfully requested.


Applicants thank the Examiner for his statement of reasons for allowance of Claims 1-39.

CONCLUSION

In view of the above remarks, it is believed that all claims (Claims 1-40) are in condition for allowance, and it is respectfully requested that the application be passed to issue. If the Examiner feels that a telephone conference would expedite prosecution of this case, the Examiner is invited to call the undersigned.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By 
Mary Lou Wakamura
Registration No. 31,804
Telephone: (978) 341-0036
Facsimile: (978) 341-0136

Concord, MA 01742-9133

Dated: 1/28/05